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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Timothy L. Blucher

Appl. No. 09/491,639

Filed: January 27, 2000

For: Contour Fit Pan Liner for a Food

Service Pan

Confirmation No. 8842

Art Unit: 3727

Examiner: Stephen J. Castellano

Atty. Docket: 2102.0010000 (As Amended)

Notice of Appeal From the Examiner to the Board of Patent Appeals and Interferences - Small Entity

Commissioner for Patents Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final decision of the Examiner dated **February 13, 2002**, in which claims 1-5, 9, 11 and 28-37 were finally rejected. The fee (for a qualified small entity) for filing a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (37 C.F.R. § 1.17(b)), along with any necessary extension fees (37 C.F.R. § 1.17(a)), is included in our Check No. 35511 In the event that extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE KESSLER, GOLDSTEIN & FOX P.L.L.C.

Michael B. Kay

Attorney for Applicant Registration No. 33,997

MBR/agj

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\*Admitted only in Maryland \* Admitted only in Virginia • Admitted only in Texas

June 13, 2002

WRITER'S DIRECT NUMBER: (202) 371-2569 **INTERNET ADDRESS:** MRAY@SKGF.COM

Art Unit: 3727

Commissioner for Patents Washington, D.C. 20231

Re:

U.S. Non-Provisional Patent Application

Appl. No. 09/491,639; Filed: January 27, 2000

For: Contour Fit Pan Liner for a Food Service Pan

Inventor:

Timothy L. Blucher

Our Ref:

2102.0010000 (As Amended)

Sir:

Transmitted herewith for appropriate action are the following documents:

Fee Transmittal Form (PTO/SB/17); 1.

- Notice of Appeal From the Examiner to the Board of Patent Appeals and 2. Interferences - Small Entity;
- 3. Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1);
- 4. Request for Change of Attorney Docket Number;
- 5. Return post card; and
- Our Check No. \_\_35511 6. for \$215.00 to cover: \$160.00 for Notice of Appeal fee (37 C.F.R. § 1.17(b)); and \$ 55.00 for extension of time fee (37 C.F.R. § 1.17(a)).

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are

TECHNOLOGY CENTER R3700

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Commissioner for Patents June 13, 2002 Page 2

necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Michael B. Ray Attorney for Applicant Registration No. 33,997

**Enclosures** 

MBR/agj

::ODMA\MHODMA\SKGF\_DC1;24203;1 SKGF Rev. 2/15/02 dcw

approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no pers rare-required to respond to a collection of information unless it displays a valid OMB control number

## **FEE TRANSMITTAL** for FY 2002

Complete if Known Application Number 09/491,639 Filing Date January 27, 2000 **First Named Inventor** Timothy L. Blucher **Examiner Name** Stephen J. Castellano **Group Art Unit** 3727 2102.0010000 (As Amended) Attorney Docket No.

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** 

(\$) 215.00

METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)						
	3. ADDIT	IONAI	FEES			···· - · · <del>-</del> · · <del>-</del>				
1. U The Con indicated to	Large	Entity	Small	Entity						
Deposit Account Number	19-0036	5	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee D	escription	Fee paid	,
Deposit Account Name	Sterne,	Kessler, Goldstein & Fox P.L.L.C.	105	130	0 205	65	Surcharge - late filing f	ee or oath		
Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17			127	50	227	25	Surcharge - late provisional	filing fee or cover sheet		1
			139	130	139	130	Non-English specific	cation		1
Applicant claims small entity status See 37 CFR 1.27			147	2,520	147	2,520	For filing a request for	or <i>ex parte</i> reexamii	ination	
			112	920*	112	920*	Requesting publication of action	f SIR prior to Examine	er	
2. ⊠Payment Enclosed:			113	1,840*	113	1,840*	Requesting publication of	f SIR after Examiner a	action	1
			115	110	215	55	Extension for reply w	ithin first month	\$55.00	
FEE CALCULATION			116	400	216	200	Extension for reply w	ithin second month	1	1
1. BASIC FILING FEE			117	920	217	460	Extension for reply w	ithin third month		1
Large Entity Small Entity			118	1,440	218	720	Extension for reply w	ithin fourth month		
Fee Fee Fee Code (\$) Code	e Fee de (\$)	Fee Description Fee Paid	128	1,960	228	980	Extension for reply w	ithin fifth month		1
101 740 201	370	Utility filing fee	119	320	219	160	Notice of Appeal		\$160.00	1
106 330 206	165	Design filing fee	120	320	220	160	Filing a brief in suppo	ort of an appeal		1
107 510 207	255	Plant filing fee	121	280	221	140	Request for oral hear	ring		1
108 740 208	370	Reissue filing fee	138	1,510	138	1,510	Petition to institute a	public use proceed	ling	1
114 160 214	4 80	Provisional filing fee	140	110	240	55	Petition to revive - ur	avoidable		1
SUBTOTAL (1) (\$) 0.00			141	1,280	241	640	Petition to revive - ur	intentional		
			142	1,280	242	640	Utility issue fee (or re	eissue)	EC	
			143	460	243	230	Design issue fee		HNOLOGY 2	_
ļ			144	620	244	310	Plant issue fee			
				130	122	130	Petitions to the Com	missioner	₽ <b>2</b>	,
2. EXTRA CLAIM FEES Fee from Extra below Fee Paid			123	130	123	130	Petitions related to p	rovisional application	ons CENTER	
Total Claims <u>34</u> - 34** = <u>0</u> X <u>\$9.00</u> = <u>\$0.00</u>			126	180	126	180	Submission of Inform	ion of Information Disclosure Stmt		
Indep. Claims 8-8** = 0 X \$42.00 = \$0.00			581	40	481	40		ing each patent assignment per y (times number of properties)		1
Multiple Dependent\$140.00 =\$0.00			146	740	246	370	Filing a submission a (37 CFR 1.129(a))	fter final rejection	R3700	1
Large Entity Sma Fee Fee Fee	Fee	Fee Description	149	740	249	370	For each additional in (37 CFR 1.129(b))	nvention to be exam	nined	1
Code (\$) Code 103 18 203	e (\$) 9	Claims in excess of 20	179	740	279	370	Request for Continue	ed Examination (RC	CE)	1
102 84 202	42	Independent claims in excess of 3	169	900	169	900	Request for expedite	d examination of a		1
104 280 204	140	Multiple dependent claim	Other fee (	enecify	•		design application			1
108 84 209 110 18 210	42 9	**Reissue independent claims over original patent **Reissue claims in excess of 20 and over	Other lee (	specify)	•					
original patent				Other fee (specify) :						1
	JBTOTA	L (2) (\$) 0.00	*Reduced I	by Basic	Filing Fee	Paid	SUBTOTAL	(3) (\$)	215.00	- )
SUBMITTED BY  Complete (if applicable)										
Name (Print/Type) Michael B. Ray Attorney for Applicant			Registration N		No.	33,997	Telephone	202-371-2600	┪	
Signature Altomey for Applearing			<del></del>	(Automey/Agerit)			<u> </u>	Date	1-/12/02	$\dashv$
38 A D. Fill I of comparison on this form many become public Condit and information should not										
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